

THE HONORABLE BARBARA J. ROTHSTEIN

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

VULCAN LLC; et al.,

Plaintiffs,

v.

ZURICH AMERICAN INSURANCE
COMPANY; et al.,

Defendants.

No.: 2:21-cv-00336-BJR

JOINT STATUS REPORT, REQUEST FOR
ADDITIONAL 21-DAY EXTENSION OF
STAY, AND ORDER

The Parties hereby provide this updated joint status report and respectfully request an additional 21-day extension of the stay. Since the Parties' most recent joint status report (Dkt. 76), the Plaintiffs and several additional defendants ("Settling Defendants") have agreed to resolve their dispute; these Settling Defendants are currently preparing a release agreement and the Parties expect this agreement to be executed within the next few weeks. The Plaintiffs continue their discussions about a potential settlement with four additional defendants: Endurance American Specialty Insurance Company, Westport Insurance Corporation, Great Lakes Insurance SE, and International Insurance Company of Hannover SE.

Given that (i) the Plaintiffs and the Settling Defendants will soon execute a release agreement pursuant to which the Settling Defendants will be dismissed from this litigation; and (ii) the Plaintiffs and the four remaining defendants are actively engaged in settlement discussions, the Parties respectfully seek an order extending the stay for additional 21 days. The Parties further agree that in so extending the stay, no party waives any right, claim, or defense in this action, with the sole exception that, pursuant to the Parties' Stipulated Motion to Stay (Dkt. 70), Defendants agree not to challenge service under Rules 12(b)(4) and 12(b)(5) of the Federal Rules of Civil Procedure. The Parties further agree to file a Joint Status Report no later than November 15, 2022, to provide the Court with an update on the status of this case.

DATED: October 25, 2022

GORDON TILDEN THOMAS &
CORDELL, LLP

By: s/ Greg Pendleton

Dale L. Kingman, WSBA #07060
Greg D. Pendleton, WSBA #38361
Samantha Pitsch, WSBA #54190

Email: dkingman@gordontilden.com
gpendleton@gordontilden.com
spitsch@gordontilden.com

Attorneys for Plaintiffs

BULLIVANT HOUSER BAILEY PC

By: s/ Daniel R. Bentson

Daniel R. Bentson, WSBA #36825

Email: dan.bentson@bullivant.com

HINSHAW & CULBERTSON

By: s/ Courtney Murphy

Courtney Murphy, *pro hac vice* (pending)

Email: courtney.murphy@hinshaw.com

*Attorneys for Defendants Certain
Underwriters at Lloyd's London Subscribing
to Policy Nos. BOWPN1900599 and
BOWPN1900606, and Partner Re Ireland
Insurance DAC*

CLYDE & CO. US, LLP

By: s/ Susan K. Sullivan
Susan K. Sullivan, WSBA #21725

Email: susan.sullivan@clydeco.us

*Attorneys for Defendants Endurance
American Specialty Insurance Company,
Continental Casualty Company, and
Certain Underwriters at Lloyd's London
Subscribing to Policy No. BOWPN1900601*

FORSBERG & UMLAUF, P.S.

By: s/ Carl E. Forsberg
Carl E. Forsberg, WSBA #17025

Email: cforsberg@foum.law

ZELLE, LLP

By: s/ Jonathan R. MacBride
Jonathan R. MacBride, *pro hac vice*
Matthew L. Gonzalez, *pro hac vice*

Email: jmacbride@zelle.com
mgonzalez@zelle.com

*Attorneys for Defendants Everest Indemnity
Insurance Company, Arch Specialty
Insurance Company, Great Lakes Insurance
SE, International Insurance Company of
Hannover, SE, and Certain Underwriters at
Lloyd's London Subscribing to Policy Nos.
BOWPN1900599, BOWPN1900820, and
BOWPN19007722*

DLA PIPER, LLP (US)

By: s/ Anthony Todaro
Anthony Todaro, WSBA #30391

Email: anthony.todaro@dlapiper.com

*Attorneys for Defendant Westport
Insurance Corporation*

1 IT IS SO ORDERED this 3rd day of November, 2022.

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4 THE HONORABLE BARBARA J. ROTHSTEIN